

**CERTIFICATE OF FACSIMILE/MAILING PURSUANT TO 37 C.F.R. §1.8**

I hereby certify that this correspondence is being transmitted via facsimile to the United States Patent and Trademark Office at (571) 273-8300 and that a confirmation copy is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on:

Date: August 29, 2005By: Suzie G. Mascari

Suzie G. Mascari

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE****PATENT**Inventor(s): **David S. Bonalle, et al.**Docket No.: **70655.1500**Serial No.: **10/710,309** Confirmation No.: **4308** Group Art Unit: **2876**Filing Date: **July 1, 2004**Examiner: **Walsh, Daniel I.**Title: **METHOD FOR BIOMETRIC SECURITY USING A SMARTCARD-  
READER*****TERMINAL DISCLAIMER TO OBVIATE  
A PROVISIONAL DOUBLE PATENTING REJECTION  
OVER CO-PENDING APPLICATION***

Mail Stop Amendment  
Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Commissioner:

The owner, American Express Travel Related Services Company, Inc., of 100% interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of any patent granted on the pending reference Application Numbers 10/708,825, 10/708,826, 10/708,827, 10/708,833, 10/708,835, 10/708,836, 10/708,828, 10/708,830, 10/708,831, 10/708,832, 10/708,834, 10/708,824, and 10/708,823 (all of the 10/708 series were filed on March 26); as well as 10/710,311, 10/710,315, 10/710,326, 10/710,328, 10/710,329, 10/710,317, 10/710,323, 10/710,324, 10/710,325, 10/710,327, 10/710,319, 10/710,334, and 10/710,307 (all of the 10/710 series were filed on July 1, 2004), as

The undersigned is an attorney of record, Reg. No. 56,677.

The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 19-2814.

Respectfully submitted,

Dated: August 29, 2005

By: 

Emma Harty  
Reg. No. 56,677

**SNELL & WILMER L.L.P.**  
400 East Van Buren  
One Arizona Center  
Phoenix, Arizona 85004-2202  
Telephone: (602) 382-6347  
Facsimile: (602) 382-6070  
E-mail: eharty@swlaw.com